

RURAL COMMUNITY INSURANCE SERVICES)	AGBCA No. 2005-161-F
(1999/Corn; Compliance Case No. DA-0000-1069),)	
)	
Appellant)	
)	
Representing the Appellant:)	
)	
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ORDER OF THE BOARD OF CONTRACT APPEALS

August 2, 2006

Opinion for the Board by Administrative Judge VERGILIO.

On August 23, 2005, Rural Community Insurance Services of Anoka, Minnesota, filed this appeal involving a final determination by the Acting Deputy Administrator for Compliance at the U. S. Department of Agriculture, Risk Management Agency (RMA), in compliance case, No. DA-000-1069. This action arises under a Standard Reinsurance Agreement (SRA) between the parties, under which the insurance company provided multiple peril crop insurance coverage. The insurance company disputes the RMA determination that the insurance company is liable to the Government for indemnity overpayments in the amount of \$3,545,625, and premium overstatements in the amount of \$727,549, regarding policies for non-irrigated corn units following wheat in Tillman and Comanche counties in Oklahoma for the 1999 crop year.

Regulation authorizes the Board to resolve this timely-filed matter. 7 CFR 24.4(b), 400.169. After the submission of an appeal file, amended complaint, answer and after having the opportunity to engage in discovery, the parties opted to utilize Administrative Judge Pollack in a mediation session

convened on May 17, 2006. Having participated in the mediation, on that date the parties agreed to settle this dispute.

On August 2, 2006, the parties informed the Board that they have entered into a settlement and release agreement. In light of the agreement, the insurance company requests a dismissal with prejudice of this matter.

DECISION

The Board dismisses with prejudice this matter.

JOSEPH A. VERGILIO

Administrative Judge

Issued at Washington, D.C.

August 2, 2006